

1 [Counsel Listed on Signature Pages]

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RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

In re JDS UNIPHASE CORPORATION
SECURITIES LITIGATION

This Document Relates To: All Actions

Master File No. C-02-1486 CW (EDL)

**STIPULATION AND [PROPOSED]
ORDER REGARDING DEPOSITION
TESTIMONY**

STIPULATION AND [PROPOSED] ORDER REGARDING DEPOSITION TESTIMONY
MASTER FILE NO. C-02-1486 CW (EDL)

sf-2417032

1 WHEREAS, between October 25 and November 1, 2007, Plaintiffs presented testimony
 2 from the depositions of the following thirteen witnesses: Thomas Pitre, Rick MacMillan, Kumar
 3 Visvanatha, Eldred Newland, Gordon Buchan, Jose Mejia, Ed Grabowy, Roger Miskowicz,
 4 Alison Reynders, Harry Deffebach, Bob Russell, Bryant Hichwa, and Peter Heywood;

5 WHEREAS, the Court requested that the parties stipulate to the time that should be
 6 allocated to each side during the presentation of deposition testimony to the jury;

7 WHEREAS, the parties have met and conferred and reached an agreement as to the time
 8 that should be allocated to the parties for their respective designations of testimony from the
 9 depositions of these thirteen witnesses;

10 IT IS HEREBY STIPULATED by and between the parties, through their counsel of
 11 record, that:

12 1. The following table sets forth the time that should be allocated to Plaintiffs and
 13 Defendants for each of the witnesses presented by deposition between October 25 and
 14 November 1, 2007:

Deposition Witness	Plaintiffs' Time	Defendants' Time	Total Time
Thomas Pitre	1:02:50	0:30:07	1:32:57
Rick MacMillan	0:30:02	0:06:48	0:36:50
Kumar Visvanatha	0:48:09	0:10:44	0:58:53
Eldred Newland	0:43:48	0:07:16	0:51:04
Gordon Buchan	0:42:31	0:09:03	0:51:34
Jose Mejia	0:06:25	0:05:42	0:12:07
Ed Grabowy	0:17:57	0:07:17	0:25:14
Roger Miskowicz	0:18:51	0:10:53	0:29:44
Alison Reynders	0:19:11	0:13:05	0:32:16
Harry Deffebach	0:11:36	0:09:48	0:21:24
Bob Russell	0:16:47	0:05:53	0:22:40
Bryant Hichwa	0:03:44	0:02:56	0:06:40
Peter Heywood	0:04:31	0:01:28	0:05:59
Total:	5:26:22	2:01:00	7:27:22

1 Dated: November 5, 2007

Barbara J. Hart
Mark S. Arisohn
Anthony J. Harwood
Michael Stocker
Stefanie J. Sundel
LABATON SUCHAROW LLP
140 Broadway
New York, New York 10005
Telephone: 212.907.0700
Facsimile: 212.818.0477

6
7 - and -
8

9 Joseph J. Tabacco, Jr.
10 Christopher T. Heffelfinger
11 BERMAN DeVALERIO PEASE
12 TABACCO BURT & PUCILLO
13 425 California Street, Suite 2025
14 San Francisco, California 94104-2205
15 Telephone: 415.433.3200
16 Facsimile: 415.433.6382

17 By: /s/ Michael W. Stocker
18 Michael W. Stocker

19 Attorneys for Lead Plaintiff
20 Connecticut Retirement Plans and Trust
21 Fund

22 Dated: November 5, 2007

23 James P. Bennett
24 Jordan Eth
25 Terri Garland
26 Philip T. Besirof
27 MORRISON & FOERSTER LLP
28 425 Market Street
San Francisco, California 94105
Telephone: 415.268.7000
Facsimile: 415.268.7522

22 By: /s/ Philip T. Besirof
23 Philip T. Besirof

24 Attorneys for Defendants JDS Uniphase
25 Corporation, Charles Abbe, Jozef Straus,
and Anthony Muller

1 Dated: November 5, 2007

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5
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9
10 Michael J. Shepard
11 Howard S. Caro
12 HELLER EHRMAN LLP
13 333 Bush Street
14 San Francisco, California 94104
15 Telephone: 415.772.6000
16 Facsimile: 415.772.6268

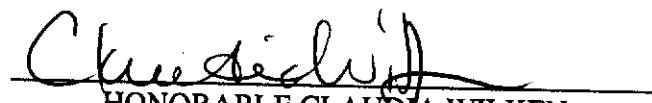
17 Michael L. Charlson
18 J. Christopher Mitchell
19 HELLER EHRMAN LLP
20 275 Middlefield Road
21 Menlo Park, California 94025
22 Telephone: 650.324.7000
23 Facsimile: 650.324.0638

24 By: /s/ Howard S. Caro
25 Howard S. Caro

26 Attorneys for Defendant
27 Kevin Kalkhoven

28 IT IS SO ORDERED.

1 Dated: November 7, 2007

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HONORABLE CLAUDIA WILKEN
United States District Court Judge

1 **GENERAL ORDER 45 ATTESTATION**

2 I, Philip T. Besirof, am the ECF User whose ID and password are being used to file this
3 Stipulation and [Proposed] Order Regarding Deposition Testimony. In compliance with General
4 Order 45, X.B., I hereby attest that Michael W. Stocker, attorney for Lead Plaintiff Connecticut
5 Retirement Plans and Trust Funds, and Howard S. Caro, attorney for Defendant Kevin
6 Kalkhoven, have concurred in this filing.

7 Dated: November 5, 2007

MORRISON & FOERSTER LLP

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10 By: /s/ Philip T. Besirof
Philip T. Besirof

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Counsel for Defendants JDS Uniphase
Corporation, Charles Abbe, Jozef Straus, and
Anthony Muller

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